

March 27, 1973

(Start of Belt #5)

PRESIDENT: The chair recognizes Senator Marvel. For what purpose do you rise, Senator?

SENATOR MARVEL: I am informed that there are additional E & R amendments to 452 and that the bill is back and these E & R amendments need to be adopted. Is that correct? Now what...do I ask unanimous consent or make a motion.

PRESIDENT: Make a motion.

SENATOR MARVEL: I so move that the E & R amendments to 452 be adopted.

PRESIDENT: Motion now is to adopt the E & R amendments to LB 452. Is there need for discussion? All those in favor of adopting the amendments, please say aye. Those opposed say no. So ordered. The amendments are adopted.

SENATOR MARVEL: Now then, I move that 452 be advanced to E & R for engrossment.

PRESIDENT: Motion now is to advance LB 452. Is there need for discussion? The question is shall the bill be advanced. All those in favor say aye. Those opposed say no. So ordered. LB 452 as amended is advanced.

CLERK: OK. Now, Mr. President, I have a motion. Read.

PRESIDENT: The chair recognizes Senator Fred Carstens.

SENATOR F. CARSTENS: Mr. President, is the procedure...a point of information. I believe I explain the amendment first, isn't that correct?

PRESIDENT: Yes. Go ahead.

SENATOR F. CARSTENS: Mr. President, members of the Legislature, I have discussed this amendment with Senator Marvel and I don't believe that he has any objection to the amendment. This amendment is for the purpose of clarifying this bill in regard to motor vehicles used by the courts. Now all of you know that the District courts are scattered in various districts throughout the state. Most of the District courts, so far as I know, that have more than one county use their own vehicles, and, also, we have the Workmen's Compensation court. The District courts, incidentally, are constitutional and the Workmen's Compensation court is not. Now they are a little bit apprehensive that some difficulty in interpretation may arise and cause a lot of friction and trouble as to what vehicles the courts are suppose to use. May they use their own. May they use motor vehicle...are they required to use motor vehicle pool vehicles or can they do or may they do as they have been doing, check out vehicles for their use and retain them. Now the Compensation court, particularly, is sort of a traveling court, a circuit court requiring vehicles all the time. And, there is no other purpose or no other reason for this amendment except to avoid inter-conflicts that may arise from interpretation as to what authority rests where in regard to the use of motor vehicles by the courts for the reason that we have both constitutional and nonconstitutional bodies involved here and this is the purpose of this amendment. There is no other. I move the bill be returned to Select File for this specific amendment.

PRESIDENT: Is there need for further discussion regarding the return of the bill? The question is shall LB 452 be returned to Select File for this specific amendment. All those in favor vote aye. All those opposed vote no. Senator Carstens is asking for the return of LB 452 to Select File for this specific amendment. Thank you. The clerk will record.